



Appl. No. 10/799,959  
Docket No. 47374.0900

**CERTIFICATE OF MAILING PURSUANT TO 37 C.F.R. §1.8**

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By:

*Susan C. Alimenti*  
Signature of Person Depositing First Class Mail

**IN THE UNITED STATES PATENT AND  
TRADEMARK OFFICE**

Applicant: : Treg Bradley  
Serial No.: : 10/799,959  
Filed: : March 12, 2004  
Title: : MODULAR PLANT GROWING APPARATUS  
Examiner : Susan C. Alimenti  
Group Art Unit : 3644  
Confirmation No. : 9033  
Attorney Docket No. : 47374.0900

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**COMMENTS ON STATEMENT OF REASONS FOR ALLOWANCE**

Dear Sir:

Applicant thanks the Examiner for the Notice of Allowance mailed February 21, 2006. In addition, Applicant respectfully requests the entry of the following clerical amendments be made with respect to the Examiner's Reasons at Paragraph 3 relating to U.S. Patent No. 6,615,542 to Ware. Please amend Reason (1) to read as follows:

“(1) Ware does **not** disclose a module with straight opposing sidewalls, only one with arcuate sidewalls...”

and amend Reason (2) to read as follows:

“(2) Ware does **not** disclose legs extending from the bottom of the housing, or mating openings in the top thereof for mated engagement with said legs, providing for stable vertical stacking...”

**REMARKS**

These Comments of Statement of Reasons for Allowance are being submitted in conjunction with payment of the issue fee to correct inadvertent clerical errors stated in the Examiner's Statement. Correction of this information will require no additional analysis on the part of the Examiner.

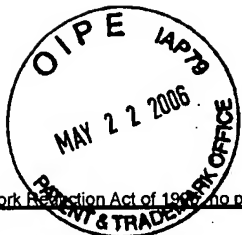
If there are any questions in connection with entry of these corrections, the Examiner is requested to kindly contact the undersigned attorney.

Respectfully submitted,

Date: 5/18/06

By:   
R. Lee Fraley, Reg. No. 42,550

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**TRANSMITTAL  
FORM**

(to be used for all correspondence after initial filing)

Total Number of Pages in This Submission

Application Number 10/799,959

Filing Date March 12, 2004

First Named Inventor Treg Bradley

Art Unit 3644

Examiner Name Susan C. Alimenti

Attorney Docket Number 47374.0900

**ENCLOSURES (Check all that apply)**

<input type="checkbox"/> Fee Transmittal Form	<input checked="" type="checkbox"/> Drawing(s)	<input type="checkbox"/> After Allowance Communication to TC
<input type="checkbox"/> Fee Attached	<input type="checkbox"/> Licensing-related Papers	<input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences
<input type="checkbox"/> Amendment/Reply	<input type="checkbox"/> Petition	<input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief)
<input type="checkbox"/> After Final	<input type="checkbox"/> Petition to Convert to a Provisional Application	<input type="checkbox"/> Proprietary Information
<input type="checkbox"/> Affidavits/declaration(s)	<input type="checkbox"/> Power of Attorney, Revocation	<input type="checkbox"/> Status Letter
<input type="checkbox"/> Extension of Time Request	<input type="checkbox"/> Change of Correspondence Address	<input type="checkbox"/> Other Enclosure(s) (please identify below):
<input type="checkbox"/> Express Abandonment Request	<input type="checkbox"/> Terminal Disclaimer	
<input type="checkbox"/> Information Disclosure Statement	<input type="checkbox"/> Request for Refund	
<input type="checkbox"/> Certified Copy of Priority Document(s)	<input type="checkbox"/> CD, Number of CD(s) _____	
<input type="checkbox"/> Reply to Missing Parts/Incomplete Application	<input type="checkbox"/> Landscape Table on CD	
<input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53	Remarks	

**SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT**

Firm Name	Snell & Wilmer LLP, One Arizona Center, 400 East Van Buren, Phoenix, Arizona 85004-2202		
Signature			
Printed name	R. Lee Fraley		
Date	May 18, 2006	Reg. No.	42,550

**CERTIFICATE OF TRANSMISSION/MAILING**

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Signature			
Typed or printed name	Sam Bethune	Date	May 18, 2006

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